

#16 DAC

PTO/SB/61 (10-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

PHLY-24,910

First named inventor: PHILYAW, Jeffry

Group Art Unit: 2142

Application Number: 09/491,142

Examiner: William C. Vaughn, Jr.

Filed: January 26, 2000

Title: INPUT DEVICE FOR ALLOWING INPUT OF UNIQUE DIGITAL CODE TO A USER'S COMPUTER TO
CONTROL ACCESS THEREOF TO A WEB SITE

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

1. Petition fee

☒ small entity - fee \$ 55.00 (37 CFR 1.17(l)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ other than small entity - fee \$ _____ (37 CFR 1.17(l)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in

the form of Amendment and Response to Office Action (identify the type of reply):

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously
☐ is enclosed herewith.

[Page 1 of 3]

Burden Hour Statement: This form is estimated to take 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

05/07/2003 ANDMDAF1 00000047 09491142

01 FC:2452

55.00 OP

Ad Inst: 05/07/2003
Date: 07/22/2003
01 FC:2452

Repln. Ref: 07/22/2003
Date: 07/22/2003
Ddl: 200780
FC: 9204

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MAY 07 2003

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)****3. Terminal disclaimer with disclaimer fee**

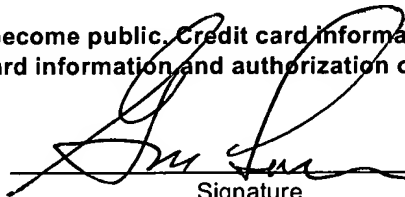
- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity of \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

5/2/03

Date



Signature

Telephone

Number: (972) 479-0462

Gregory M. Howison

Typed or printed name

P.O. Box 741715

Address

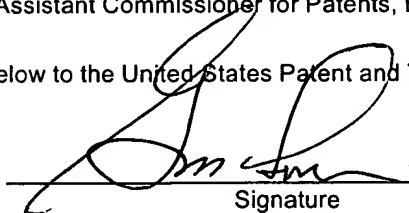
Dallas, TX 75374-1715Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unavoidable delay☐ _____**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

5/2/03

Date



Signature

Gregory M. Howison

Typed or printed name of person signing certificate

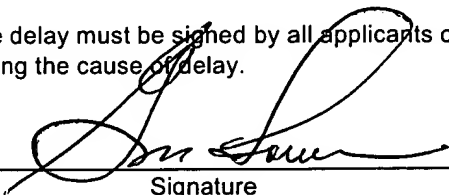
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

5/21/03

Date


Signature

Gregory M. Howison

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

Applicants' attorneys never received the second Office Action mailed on May 10, 2002. Applicants' attorneys received a Notice of Abandonment (mailed on January 14, 2003) on January 21, 2003.

On March 6, 2003, Applicants requested an associate, Ms. Barbara Hendley, of 2121 Crystal Drive, Suite 703-E, Arlington, VA, 22202, to obtain a copy of the May 10, 2002 Office Action. This copy was delivered on March 10, 2003.

Applicants respectfully submit that their reply to the May 10, 2002 Office Action (filed concurrently herewith) was unavoidably delayed because the Office Action was not received in their attorney's office in a timely manner.

Applicants respectfully represent that this showing of facts is the entire reason for the delay, and request this Petition for Revival be granted and the application reconsidered in light of the attached reply.

(Please attach additional sheets if additional space is necessary)

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